

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION ONE

STATE OF MISSOURI,)	ED104409
)	
Respondent,)	Appeal from the Circuit Court of
)	Washington County
v.)	15WA-CR00061-01
)	
TERRY DALE ISBELL,)	Honorable Wendy Wexler Horn
)	
Appellant.)	Filed: March 28, 2017

Terry Isbell ("Defendant") appeals his conviction, after a jury trial in the Circuit Court of Washington County, of one count of abuse of a child, in violation of Section 568.060.

AFFIRMED.

Division One Holds: Defendant did not inject any evidence, much less substantial evidence, warranting a self-defense instruction, therefore, the omission of a self-defense instruction could not cause the jury to be misdirected or mis-instructed so as to impinge upon the jury's verdict. Accordingly, the trial court did not plainly err in not instructing, *sua sponte*, on self-defense

Opinion by: Lisa P. Page, J.

Robert M. Clayton III, P.J. and Mary K. Hoff, J., concur.

Attorney for Appellant: Christian E. Lehmberg

Attorney for Respondent: Gregory L. Barnes

<p>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</p>
